

REMARKS

Claims 1, 2, 5-9, 12-15 and 17-22 are pending in the application.

Claims 1, 2, 5-9, 12-15 and 17-22 are rejected.

Claims 1, 8 and 15 have been amended as set forth herein. The amendments are supported in the Specification at least at page 28, line 8, through page 29, line 8, and introduce no new matter.

Claims 1, 2, 5-9, 12-15 and 17-22 remain pending in this application.

Reconsideration of the claims is respectfully requested.

CLAIM REJECTIONS -- 35 U.S.C. § 103

Claims 1, 2, 5-9, 12-15 and 17-22 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,509,913 to *Martin, Jr., et al.*, (hereinafter, "Martin") in view of U.S. Patent No. 6,324,693 to *Brodersen, et al.*, (hereinafter, "Brodersen"), in view of U.S. Patent No. 6,544,295 to *Bodnar*, (hereinafter, "Bodnar"). The Applicants respectfully traverse the rejection.

The Applicants direct the Examiner's attention to amended independent Claim 1, which contains the unique and non-obvious limitations emphasized below:

1. A wireless communication device comprising:
 - a main controller capable of executing a basic operating system application program that operates communication functions of said wireless communication device and that controls a first graphical user interface (GUI) for interacting with a user;
 - a memory, within the wireless communication device, coupled to said main controller, capable of storing a first GUI configuration file and a second GUI configuration file; wherein said first GUI configuration file contains first GUI parameter data comprising a first plurality of text names,

a corresponding plurality of parameter data items comprising at least one of: sounds, graphical images, text, menu options and a menu hierarchy associated with said first graphical user interface, and

a first text name checksum value calculated from only said first plurality of text names, and

said second GUI configuration file contains second GUI parameter data comprising

a second plurality of text names,

a corresponding plurality of parameter data items comprising at least one of: sounds, graphical images, text, menu options and a menu hierarchy associated with a second graphical user interface, and

a second text name checksum value calculated from only said second plurality of text names; and

wherein said main controller is operable to validate said second GUI parameter data by comparing said first text name checksum value contained in said first GUI configuration file with said second text name checksum value contained in said second GUI configuration file, and wherein each of said text names in said first and second pluralities of text names describes said corresponding parameter data item in said corresponding pluralities of parameter data items. (*Emphasis added*).

That is each text name describes a corresponding parameter data item. The Applicants respectfully submit that the above-emphasized limitations are not disclosed, suggested, or even hinted at in the Martin reference, the Brodersen reference, the Bodnar reference, or any combination of the Martin, Brodersen and Bodnar references.

The Examiner asserts that the Martin reference teaches first and second GUI files containing text names, citing column 6, lines 18-27. The Applicants respectfully submit that the Examiner mischaracterizes the teaching of the Martin reference.

The Martin reference uses reference characters **C1-C8** to refer to man-machine interface (MMI) components in Figure 2B and Table 1. Several facts about the drafting of the reference indicate that the appellations **C1-C8** are reference characters in the patent specification, rather than data in the screen configuration information. First, the draftsman of the Martin reference

consistently used bold type to set reference characters apart from the remainder of the text of the specification. For example, in the paragraph at column 6, lines 5-27, bold text was consistently used only for the reference characters **218**, **250** and **C1-C8**. Second, the draftsman always followed a reference to an element with the element's reference character. For example, in lines 55-67 of column 6 may be found several examples: "the screen **250**", "the network gateway **208**", "the first component **C1**", and "the third component **C3**". This pattern of usage continues throughout the text describing Figure 2B. Thus, it is clear from the text of the Martin reference that the identifiers **C1-C8** are reference characters in the patent specification, and not text names in the screen configuration information, as asserted by the Examiner.

The Examiner acknowledges that the Martin and Broderson references do not describe calculating a checksum from only a plurality of text names, but asserts that Bodnar describes such a calculation. The Applicants respectfully submit that the Examiner mischaracterizes the teaching of the Bodnar reference.

Bodnar describes a system for determining whether content of interest to a user has changed in an Internet site. *Bodnar, col. 19, lines 9-12*. Rather than storing a prior version of the site, the system uses a site checksum to detect changed content. *Bodnar, col. 19, lines 23-26*. Because an HTML text file contains both content text and markup text, the system checksums only the content text and not the markup text. *Bodnar, col. 19, lines 41-47*. The method of calculating a checksum jumps from tag to tag in the HTML file, summing only the content text and not the tag (markup) text. *Bodnar, col. 25, lines 50-56*.

As such, rather than checksum the tags that describe the textual content of a tagged portion of HTML, the system of *Bodnar* checksums only the textual HTML content, while avoiding the descriptive tags. Applying the teaching of *Bodnar* to the system of *Martin* results in calculating a checksum of the aliases stored for each component of its screen configuration information. In contrast, Claim 1 recites a checksum calculated from only the text names that describe its parameter data items.

As such, independent Claim 1 contains patentable subject matter over the *Martin*, *Brodersen* and *Bodnar* references. Also, dependent Claims 2, 5-7, 17 and 18 depend from Claim 1 and contain all of the unique and non-obvious limitations recited in Claim 1. Thus, Claims 2, 5-7, 17 and 18 also are patentable over the cited prior art references.

Amended independent Claims 8 and 15 contains limitations that are analogous to the unique and non-obvious limitations recited in independent Claim 1. This being the case, Claims 8 and 15 are patentable over the *Martin* reference and the *Brodersen* reference. Furthermore, dependent Claims 9, 12-14, 19 and 20, which depend from Claim 8, and dependent Claims 21 and 22, which depend from Claim 15, contain all of the unique and non-obvious limitations recited in their respective base claims. Thus, dependent Claims 9, 12-14, 19 and 20-22 also are patentable over the cited prior art references.

SUMMARY

For the reasons given above, the Applicants respectfully request reconsideration and allowance of the pending claims and that this application be passed to issue. If any outstanding issues remain, or if the Examiner has any further suggestions for expediting allowance of this application, the Applicants respectfully invite the Examiner to contact the undersigned at the telephone number indicated below or at *jmockler@munckcarter.com*.

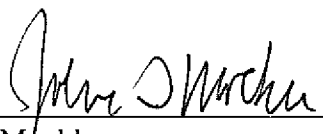
The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

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